(3) of 4007

# IN THE HIGH COURT OF JUDICATURE AT BILASPUR

**WRIT PETITION NO. 542 /2004**

PETITIONERS : 1. Laxmi Bhushan Naik, S/o Late Ramsevak Naik, aged 43 years, occupation-service presently working as Fitter in S.E.C.L., Kusmunda Project

2. Divy Bhushan Naik, aged 14 years, minor through Father Shri Laxmi Bhushan Naik

3. Divya Naik, aged 13 years, minor through father Shri Laxmi Bhushan Naik

All the petitioners No. 1 to 3 are R/o B-189, Adarsh Nagar, Kusmunda, District Korba (C.G.)

4. Premlata Sharma, W/o Bhagwan Das Sharma, aged 56 years, Occupation-Housewife, R/o House No. 14, LIC Colony, Near Yadav Colony, Garha Road, Jabalpur (M.P.)

-VERSUS-

RESPONDENTS : 1. State of Chhattisgarh through Secretary, Department of Home, Mantralaya, D.K.S.Bhavan, Raipur (C.G.)

2. Superintendent of Police, Sarguja at Ambikapur (C.G.)

3. Superintendent of Police, Koria at Baikunthpur (C.G.)

4. Superintendent of Police, Korba (C.G.)

5. Sub-Divisional Officer, Katghora, District Koria (C.G.)

6. Station House Officer, Police Station, Kusmunda, District Korba (C.G.)

Certified Copy
Clerk to Bilaspur

W. P. No. 564/04
Presented by Shri Shiv Kumar Sinha
dated 20/02/05

7. Station House officer, Police Station Bishrampur, District Koria (C.G.).

8. Mangla Singh Yadav, S/o R.N.Yadav, aged 33 years, Occupation-Service, presently working in S.E.C.L., Bishrampur, R/o Mines Quarter, Chopra Colony, Bishrampur (C.G.)

9. Satyapujan Mishra, aged about 34 years, R/o chirmiri, Koria Colliery, District Koria (C.G.)

**WRIT UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF HABEAS CORPUS**

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(126)

# आदेश पत्रक

मामला क्रमांक W.P.NO-542/2004 सन् 200

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**DIVISION BENCH: -**
**HON'BLE SHRI K.H.N. KURANGA, CJ**
**& HON'BLE SHRI L.C. BHADOO, J.**

**27-04-2004**

Shri V.C. Ottalwar with Shri Rajeev Shrivastava, learned counsel for the petitioners.

Shri P.K. Verma, learned Addl. Advocate General, for respondents Nos. 1 to 7.

Shri A.K. Shukla, learned counsel for respondents Nos. 8 and 9.

Shri M.S. Tomar, Supdt. Of Police, Korba along with Shri K.S. Thakur, S.H.O. Police Station Kusmunda, Dist. Korba, Shri Ashok Singh, A.S.I., Out-Post Dipika, Police Station Kusmunda and Lady Constable Sunita, Police Station: Kusmunda, Dist. Korba, are present , alongwith Smt. Neeta Naik. before this Court.

Smt. Neeta Naik has filed an affidavit stating that she on her freewill is residing peacefully and earning her livelihood by running Beauty Parlour at Bishrampur and she had filed a petition for divorce on the ground of cruelty against her husband – the petitioner herein, in the Court of Additional District Judge, Surajpur, Dist. Sarguja (C.G.).

In view of the affidavit filed by Smt. Neeta Naik and in view of her submission in the open Court that she is not in wrongful confinement of anyone and she is running her Beauty Parlour, learned counsel for the petitioners submits that they are satisfied.

As she is not in wrongful confinement of any one, this petition stands disposed of having no substance.

**Sd/-**
**Chief Justice**

**Sd/-**
**L.C. Bhadoo**
**Judge**

पीछे देखें